



Development of Amendments to 326 IAC 6-1-13 and 326 IAC 7-4-3 concerning
Deletion of References to be Decommissioned Boilers and their corresponding
Particulate Matter and Sulfur Dioxide Emission Limitations at Pfizer, Inc.
in Vigo County

#03-195(APCB)/LSA Document #03-195

Overview

Deletes references to decommissioned boilers and emission limitations for particulate matter and sulfur dioxide for Pfizer, Inc., in Vigo County. The final rule will be submitted to U.S. EPA as an amendment to the state implementation plan.

Citations Affected

Amends: 326 IAC 6-1-13 Vigo County particulate matter emission limitations; 326 IAC 7-4-3 sulfur dioxide emission limitations for Vigo County.

Affected Persons

Pfizer, Inc.

Reason for the Rule

The rule deletes references and emission limitations for decommissioned boilers that are no longer in use.

Economic Impact of the Rule

There is no fiscal impact. This rulemaking change will cause no additional cost to the state or the regulated community. This rulemaking removes references to boilers that no longer exist at the source.

Benefits of the Rule

This rulemaking will update the existing rules by removing references to boilers (and associated emission limitations) that no longer exist at the source.

Description of the Rulemaking Project

Pfizer, Inc., located in Terre Haute, Vigo County, has requested that all references to boilers 5, 6, 7, and D be removed from the particulate matter rules at 326 IAC 6-1-13 and 326 IAC 7-4-3(11), as applicable. Boilers 5, 6, and 7 have been replaced

with newer boilers that are subject to new source performance standards at 326 IAC 12. Current boilers have been permitted pursuant to 326 IAC 6-1-2; particulate matter emissions shall not exceed 0.15 pounds per million British Thermal Units for all liquid fuel-fired steam generators. Under 326 IAC 7-1.1-2, sulfur dioxide emissions from combustion of fuel oil shall not exceed 0.5 pounds per million British Thermal Units. These limitations are applicable new source performance standards for each pollutant.

Scheduled Hearings

First Public Hearing: March 3, 2004.

Consideration of Factors Outlined in Indiana Code 13-14-8-4

Indiana Code 13-14-8-4 requires that in adopting rules and establishing standards, the board shall take into account the following:

- 1) All existing physical conditions and the character of the area affected.
- 2) Past, present, and probable future uses of the area, including the character of the uses of surrounding areas.
- 3) Zoning classifications.
- 4) The nature of the existing air quality or existing water quality, as appropriate.
- 5) Technical feasibility, including the quality conditions that could reasonably be achieved through coordinated control of all factors affecting the quality.
- 6) Economic reasonableness of measuring or reducing any particular type of pollution.
- 7) The right of all persons to an environment sufficiently uncontaminated as not to be injurious to:
 - (A) human, plant animal, or aquatic life; or
 - (B) the reasonable enjoyment of life and

property.

Consistency with Federal Requirements

The amended rules are consistent with federal new source performance standards at 40 CFR 60.40c, 40 CFR 60.42c and 40 CFR 60.43c. These requirements are incorporated into 326 IAC 6-1-2, 326 IAC 7-1.1-2, and 326 IAC 12.

Rulemaking Process

The first step in the rulemaking process is a first notice published in the *Indiana Register*. This includes a discussion of issues and opens a first comment period. The second notice is then published which contains the comments and the department's responses from the first comment period, a notice of first meeting/hearing, and the draft rule. The Air Pollution Control Board holds the first meeting/hearing and public comments are heard. The proposed rule is published in the *Indiana Register* after preliminary adoption along with a notice of second meeting/hearing. If the proposed rule is substantively different from the draft rule, a third comment period is required. The second public meeting/hearing is held and public comments are heard. Once final adoption occurs, the rule is reviewed for form and legality by the Attorney General, signed by the Governor, and becomes effective 30 days after filing with the Secretary of State.

IDEM Contact

Additional information regarding this rulemaking action can be obtained from Suzanne Whitmer, Rule Development Section, Office of Air Quality, (317) 232-8229 or (800) 451-6027, ext. 2-8229 (in Indiana).